

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

In re)	Chapter 11
)	
Kiebler Recreation, LLC)	Case No. 10-15099
dba Peek’N Peak Resort & Spa)	
)	Judge Baxter
Debtor.)	
)	

EXPEDITED MOTION TO WITHDRAW AS COUNSEL FOR DEBTOR

Now comes the law firm Thompson Hine LLP ("Thompson Hine"), bankruptcy counsel for Kiebler Recreation, LLC (the "Debtor"), to respectfully request (the "Motion") that the Court grant permission to withdraw as counsel of record for the Debtor on an expedited basis. In support of this Motion, Thompson Hine states the following.

1. The Court has jurisdiction pursuant to 28 U.S.C. §§ 157 and 1334. This is a core proceeding under 28 U.S.C. § 157(b). Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409.
2. On May 26, 2010 (the "Petition Date"), the Debtor commenced the above-captioned case under the Bankruptcy Code. The Debtor operates Peek’N Peak Resort and Spa, a popular recreational and tourist complex in Chautauqua County, New York. The Debtor is authorized to continue to operate its business and manage its property as a debtor in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code.
3. On July 8, 2010, the Court entered its order (the "Retention Order") authorizing the Debtor to employ Thompson Hine as bankruptcy counsel for the Debtor, effective as of the Petition Date.

4. There has been a recent breakdown in the attorney-client relationship. As of the date of this filing, irreconcilable differences have arisen between the Debtor and its current counsel, which irreconcilable differences have resulted in counsel's inability to effectively assist the Debtor in the further prosecution of this chapter 11 case.

5. The Debtor has immediate need for counsel given the Court's recent Order and Hearing, held on May 24, 2011, to show cause why the Debtor's case should not be dismissed, and the Stipulation and Agreed Order Setting Terms of Sale Process, Appointment of Chief Restructuring Officer and Marketing Consultant, Debtor in Possession Financing, and Settlement of Claims [docket # 627] (the "Stipulation and Agreed Order") resulting therefrom. Pursuant to the Stipulation and Agreed Order, imminent action steps are required to provide for the appointment of a chief restructuring officer and marketing consultant, debtor in possession financing, settlement of claims, and a 363 sale process.

6. Due to Thompson Hine's inability to effectively counsel and assist the Debtor with the administration of this chapter 11 case, Thompson Hine requests that the Court authorize it to withdraw as counsel, on an expedited basis.

WHEREFORE, Thompson Hine respectfully requests that the Court enter an Order on an expedited basis (i) authorizing it to withdraw as counsel for the Debtor; and (ii) granting such other and further relief as the Court deems just and proper.

Dated: June 2, 2011

Respectfully submitted,

/s/ Robert Folland

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Motion was served electronically through the Court's ECF System or by regular e-mail upon the parties listed below on June 2, 2011.

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